

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

DAVID TYSON, JR.,

Plaintiff,

V.

**RICHARDSON INDEPENDENT
SCHOOL DISTRICT, and JEAN BONO,
KIM CASTON, KAREN CLARDY,
KATIE PATTERSON, ERON LINN,
JUSTIN BONO, and KRISTIN KUHNE, in
their official capacities,**

Defendants.

CIVIL ACTION NO. 3:18-CV-00212-K

JOINT STATUS REPORT

Pursuant to the Court's order dated December 20, 2018, requiring the parties to conduct a meet and confer (Dkt. #35) in connection with the motion to compel depositions and request for sanctions filed by plaintiff David Tyson, Jr. ("Plaintiff"), the parties submit the following joint status report and proposed agreed order.

I.

BACKGROUND

On December 20, 2018, the Court entered an order (the “Order”) requiring counsel for the parties to meet and confer on or before December 28, 2018, in an attempt to resolve the disputes raised in Plaintiff’s motion to compel depositions and request for sanctions. Michael J. Collins (“Collins”) and Erik S. Jacobson, counsel for Plaintiff, participated in a telephone conference with Lisa R. McBride (“McBride”) and Carlos G. Lopez, counsel for defendants on December 21, 2018. The meet and confer lasted approximately one hour, and the parties negotiated in good faith to

resolve, among other things, the discovery dispute raised in Plaintiff's motion to compel depositions.

II.

OUTCOME

The parties resolved the motion to compel. McBride sent a letter to Collins dated December 21, 2018, providing dates for when the remaining RISD board members are available for deposition. Collins agreed to the deposition dates proposed by McBride.

The parties agree that, if necessary, Plaintiff's request for sanctions will be addressed at a later date. If the parties are able to reach a comprehensive settlement, the motion for sanctions will be withdrawn. On the other hand, if the parties proceed with the litigation, the request for sanctions will be submitted to the Court in connection with any requests for awards of attorneys' fees.

III.

CONCLUSION

Based on the foregoing, the parties respectfully request that this Court accept this joint status report and consider it to have complied with the Order.

DATED: December 31, 2018.

Respectfully submitted,

BREWER STOREFRONT, PLLC

By: /s/ William A. Brewer III
William A. Brewer III
State Bar Number: 02967035
wab@brewerattorneys.com

/s/ Michael J. Collins
Michael J. Collins
State Bar Number: 00785493
mjc@brewerattorneys.com

/s/ Erik S. Jacobson
Erik S. Jacobson
State Bar No. 24077968
esj@brewerattorneys.com

1717 Main Street, Suite 5900
Dallas, Texas 75201
Telephone: (214) 653-4000
Facsimile: (214) 653-1015

ATTORNEYS FOR PLAINTIFF

THOMPSON & HORTON LLP

By: /s/ Carlos G. Lopez
Carlos G. Lopez
State Bar No. 12562953
clopez@thompsonhorton.com
500 N. Akard Street, Suite 3150
Dallas, Texas 75201
Telephone: (972) 734-5490
Facsimile: (972) 534-1495

/s/ Lisa R. McBride
Lisa R. McBride
State Bar No. 24092801
lmcbride@thompsonhorton.com
3200 Southwest Freeway, Suite 2000
Houston, Texas 77027
Telephone: (713) 554-6747
Facsimile: (713) 583-8371

ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served upon the following counsel of record in the above cause in accordance with the Federal Rules of Civil Procedure on this 31st day of December 2018.

Carlos G. Lopez
State Bar No. 12562953
clopez@thompsonhorton.com
Thompson & Horton LLP
500 N. Akard Street, Suite 3150
Dallas, Texas 75201
Telephone: (972) 734-5490
Facsimile: (972) 534-1495

Lisa R. McBride
State Bar No. 24092801
lmcbride@thompsonhorton.com
Thompson & Horton LLP
3200 Southwest Freeway, Suite 2000
Houston, Texas 77027
Telephone: (713) 554-6747
Facsimile: (713) 583-8371

ATTORNEYS FOR DEFENDANTS

/s/ Michael J. Collins
Michael J. Collins